

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional  
applications under 37 CFR 1.53(b))

Title of Invention

PROCESS FOR INACTIVATING PRIONS IN  
LIPOPROTEINS

Named Inventor(s)

Joseph G. Montalto, Thomas M. McCall,  
and Judith A. Vollmer-Gash

Attorney Docket

SER 07595.105003 CON1

Express Mail Label No.

EV 331953813 US

**APPLICATION ELEMENTS**

Commissioner for Patents  
ADDRESS TO: Mail Stop Patent Application  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ACCOMPANYING APPLICATION PARTS**

1. ☒ Fee Transmittal Form  
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims small entity status. See 37 CFR 1.27.
3. ☒ Specification, Claims,  
and Abstract Total Pages 49
4. ☐ Drawings Total Sheets
5. Oath or Declaration Total Pages 6
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 17  
completed)
    - (i) ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting  
inventor(s) named in the prior  
application, see 37 CFR 1.63(d)(2)  
and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76.
7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence  
Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statement verifying identity of above copies

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement  
(when there is an assignee)  
☐ Power of Attorney by assignee
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)  
PTO-1449  
☐ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
16. ☐ Assignee: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
19. ☐ Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

17. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: 09/974,497  
Prior application information: Examiner: Carlson, Karen Group/Art Unit: 1653

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. **CORRESPONDENCE ADDRESS:**

Sherry M. Knowles, Esq.  
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191 Peachtree Street, N.E.  
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By: Sherry Knowles Reg. No. 33,052  
Date: 2-24-2004  
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Customer No. 20786

022404



# TRANSMITTAL

Attorney Docket No. SER 07595.105003 CON1Express Mail Label No. EV 331953813 US

This sheet accompanies a patent application transmittal for the following application:

Inventor(s): Joseph G. Montalto, Thomas M. McCall, and Judith A. Vollmer-GashFiling Date: February 24, 2004Title: Process For Inactivating Prions In Lipoproteins

The filing fee is calculated as shown below:

## 1. FILING FEE:

FOR:	SMALL ENTITY		LARGE ENTITY	
	FEE	FEE PAID	FEE	FEE PAID
<input checked="" type="checkbox"/> UTILITY FILING FEE	\$385		\$770	770.00
<input type="checkbox"/> DESIGN FILING FEE	\$170		\$340	
<input type="checkbox"/> PLANT FILING FEE	\$265		\$530	
<input type="checkbox"/> REISSUE FILING FEE	\$385		\$770	
<input type="checkbox"/> PROVISIONAL FILING FEE	\$80		\$160	
SUBTOTAL (1)		\$xxx		\$770.00

## 2. CLAIMS:

FOR:	SMALL ENTITY			LARGE ENTITY	
	NO. FILED	NO. EXTRA	RATE	RATE	FEE
TOTAL CLAIMS	27 - 20 =	7	x 9 =	x 18 =	\$126.00
INDEP. CLAIMS	1 - 3 =	0	x 43 =	x 86 =	
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED			+145 =	+290 =	\$ 290.00
SUBTOTAL (2)			\$xxx		\$416.00

## 3. ADDITIONAL FEES:

FOR:	SMALL ENTITY		LARGE ENTITY	
	FEE	FEE PAID	FEE	FEE PAID
<input type="checkbox"/> LATE FILING, FEE OR OATH	\$65		\$130	
<input type="checkbox"/> NON-ENGLISH SPECIFICATION	\$130		\$130	
<input type="checkbox"/> OTHER				
SUBTOTAL (3)		\$0		\$0

TOTAL FILING FEES: \$ 1186.00A check is enclosed for the total amount: \$ 770.00☒ Charge any additional fees required under 37 C.F.R. 1.16 or 1.17 to Deposit Account 11-0980.

KING & SPALDING, LLP  
 45<sup>th</sup> floor,  
 191 Peachtree Street, N.E.  
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By: Sherry M. Knowles

Sherry M. Knowles, Attorney for Applicant  
 Reg. No. 33,052

Date: 2/24/04

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No.: Continuation of U.S.S.N. 09/974,497      Confirm. No.: Unassigned  
Applicant: Joseph G. Montalto, Thomas M. McCall, and Judith A. Vollmer-Gash  
Filed: Unassigned  
TC/AU: Unassigned  
Examiner: Unassigned

Docket No. SER 07595.105003 CON1

Title: Process For Inactivating Prions In Lipoproteins

Mail Stop Patent Applications  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR FILING A CONTINUATION APPLICATION UNDER 37 CFR § 1.53(b)**

Sir:

This is a request by Joseph G. Montalto for filing a Continuation Application under 37 C.F.R. § 1.53(b) of pending prior application U.S. Serial No. 09/974,497, filed on October 9, 2001, now allowed.

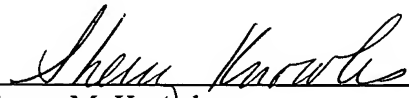
Enclosed is a copy of the prior application U.S.S.N. 09/974,497 as originally filed on October 9, 2001. The application includes forty-nine (49) pages of Specification including three pages of Claims and one page of Abstract. There are no Formal Drawings.

Joseph G. Montalto, Thomas M. McCall, and Judith A. Vollmer-Gash have assigned their interest in the application to Serologicals Royalty Company. A copy of the assignment is enclosed. Also enclosed are copies of the executed Declaration.

A Preliminary Amendment is also enclosed. Applicants request entry of the Preliminary Amendment prior to fee calculation.

Applicants enclose a fee transmittal and a check for \$770.00 to cover the filing fee. The Commissioner for Patents is authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 11-0980.

Respectfully submitted,


  
\_\_\_\_\_  
Sherry M. Knowles  
Reg. No. 33,052

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Attorney Docket No. SER 07595.105003 CON1

**CERTIFICATE OF MAILING UNDER 37 CFR § 1.10  
FOR UTILITY PATENT APPLICATION FILING**

I hereby certify that this Request for filing a Continuation Application, Transmittal of Utility Patent Application, Utility Patent Application, and Fee Transmittal, along with any documents referred to as attached therein are being deposited with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee" services under 37 CFR 1.10, Mailing Label Number **EV 331953813 US** addressed to Mail Stop PATENT APPLICATION; Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

  
Stephanie Adams

Date: **February 24, 2004**